

Before the
Federal Communications Commission
Washington, DC

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In the Matter of)
)
Amendment of Section 202(b),)
Table of Allotments,) RM-
FM Broadcast Stations)
(Tehachapi, California))

APR 29 1996

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

To: Chief, Allocations Branch

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PETITION FOR RULEMAKING

Tehachapi Broadcasting, by its attorney, hereby requests that the Commission amend the Table of Allotments as follows:

<u>Community</u>	<u>Current</u>	<u>Proposed</u>
Tehachapi, CA	276A	276A, 261A 286A

In support thereof, the following is stated:

This channel can be allotted to Tehachapi, California in full accord with the Commission's spacing rules. Attached hereto is a Technical Statement which demonstrates that Channel 261A can be allotted to Tehachapi, California at 35° 08' 05" N, 118° 26' 25" W, which will prevent any shortspacing from occurring with any currently authorized or proposed facility.

Adoption of this proposal will be in the public interest. As demonstrated in the Technical Statement, approval of this proposal will allow Tehachapi Broadcasting to provide additional local service to Tehachapi, California.

Accordingly, Tehachapi Broadcasting respectfully requests that this Petition be adopted, that the Commission amend the FM Table of Allotments to specify Channel 261A at Tehachapi,

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California, and that the Commission request comment on the proposal contained herein.

Respectfully submitted,

TEHACHAPI BROADCASTING

By: 

Dan L. Alpert

Its Attorney

The Law Office of Dan J. Alpert
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April 29, 1996

ENGINEERING STATEMENT
of
NORWOOD J. PATTERSON
In Support of Rule Making Allocation
Channel 261A (100.1 MHz) Tehachapi, CA

I, Norwood J. Patterson, am a Radio & Tv Engineering Consultant (REC) having studied at Pacific Radio School, San Mateo City College, San Francisco City College, and Stanford University. I have appeared on numerous occasions before the State Courts of the U. S., the Federal U. S. Courts, the Federal Communications Commission, and the U. S. Senate Hearing Committees. On all occasions I have been accepted as an Expert Witness in radio, television and electronics engineering matters.

I have been accepted by the Federal Communications Commission as an Expert in radio and television matters since 1947; am Grantee by the FCC of General Radio Certificate First Class since 1937 with a LIFE certificate No. PG-11-25313.

BACKGROUND:

REC has been retained by Tehachapi Broadcasting (TB) to do an Engineering Study for all FM channels utilizing the coordinates of Tehachapi, California, 35° 08' 05" N. Lat., 118° 26' 25" W. Long. From this study it was determined that Channel 261A could be allocated to Tehachapi City (1990 Census) with a transmitter offset of approximately 9.5 km North-East of the City in compliance with FCC Spacing Limitations § 73.207.

DISCUSSION:

The study of Channel 261A for the community of Tehachapi, CA. identified the fact that KXEZ, Los Angeles, CA is a licensed station which is short spaced with Tehachapi by only 6.6 km.

This same study determined that the existing allocation of Channel 261B to the Community of Coalinga, CA. is short spaced to the community of Tehachapi by only 2.6 km.

However, any transmitter site located approximately 9.5 km N-E of the Community of Tehachapi will meet the minimum mileage separation requirements for all stations and proposals on file with the Commission as of April 15, 1996. See Exhibit A attached, a minimum mileage separation study with the coordinates of Tehachapi, CA.

Exhibit B attached is a Channel Study from the proposed reference site. This study shows that the minimum mileage spacing requirement is met for all stations and proposals.

Exhibit C attached is a map of the area surrounding the community of Tehachapi showing Tehachapi, the proposed reference site, and the radius limit that a Class A station could be located and serve Tehachapi with a city grade signal. There are many peaks within this area which could be used for an FM transmitter site, and meet the FCC's allocation requirements.

CONCLUSION:

It has been shown herein that Ch. 261A can be allocated to Tehachapi under the present and proposed operation of all co and adjacent channel stations with a transmitter site offset N-E of Tehachapi approximately 9.5 km, in full compliance with FCC § 73.207.

I do hereby certify that I have prepared the enclosed data and, under penalty of perjury, that data of my own knowledge is correct. As to other information and facts asserted herein, I believe that information also to be true.


Norwood J. Patterson

Date 4-29-96

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SPACING STUDY-TEHCACHAPI, CA. CH 261A

FM CHANNEL SPACING STUDY with TEHCACHAPI COORDINATES.

Job title: Tehachapi, Ca Tx. Site
 Channel: 261A
 Database file name: fm960415.edx

Latitude: 35 8 5
 Longitude: 118 26 25
 Pre-1989 Class A spacing?: N
 Reqd.

CH	Call	Record	City	ST	Status	Bear.	Dist.	Dist.	Result
261B1	HEV	20315	Ludlow	CA	CP	101.7	213.8	143.0	70.5
260B	KOLA	20343	San Bernardino	CA	LIC	140.6	167.3	113.0	54.3
264A	KATJ	20607	George	CA	LIC	118.7	120.3	31.0	89.3
262B	KXEZ	20913	Los Angeles	CA	LIC	161.2	106.4	113.0	-6.6
207B	KPCC	20948	Pasadena	CA	LIC	161.2	106.4	13.0	
262B	KXEZ	20949	Los Angeles	CA	CP	177.7	112.8	113.0	-.2
258B	KOLA	20950	Los Angeles	CA	LIC	161.0	106.8	69.0	37.8
263B1	KDJJ	20976	Porterville	CA	CP	342.3	95.8	48.0	47.8
263A	KDJJ	21028	Porterville	CA	LIC	335.3	115.5	31.0	84.5
264B	KHAY	21143	Ventura	CA	LIC	223.3	119.5	69.0	50.5
264B	KHAY	21148	Ventura	CA	CP	223.3	119.5	69.0	50.5
208A	NEW	21155	Ojai	CA	APP	220.5	105.2	10.0	
208A	NEW	21160	Ojai	CA	APP	220.6	105.3	10.0	
260B	KTYD	21192	Santa Barbara	CA	LIC	237.2	134.9	113.0	21.9
260A		21193	Ojai	CA	VACANT	224.1	105.6	10.0	
208A	NEW	21196	Ojai	CA	APP	220.5	105.2	10.0	
259B	KIOO	21248	Porterville	CA	LIC	334.0	120.4	69.0	51.4
262B1	KROK	21556	Lompoc	CA	LIC	257.1	168.3	96.0	
261A	KNGS	21616	Coalinga	CA	CP	303.8	205.1	113.0	
261B		21623	Coalinga	CA	VACANT	304.0	175.4	178.0	-2.6
261B	KNGS	21634	Coalinga	CA	APP	303.9	177.2	178.0	-.8

Reference Site Coordinates: 35,13,30 N. Lat.
 118,20,06 W. Long. See next page for spacing study.

***** End of channel 261 study *****

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REFERENCE SITE MEETING SPACING REQUIREMENTS

Reference Site Coordinates: 35°, 13', 30" N. Lat.
 118°, 20', 06" W. Long.

FM CHANNEL SPACING STUDY

Job title: Tehachapi, Ca Tx. Site Latitude: 35 13 30
 Channel: 261A Longitude: 118 20 6
 Database file name: fm960415.edx Pre-1989 Class A spacings?: N
 Reqd.

CH	Call	Record	City	ST	Status	Bear.	Dist.	Dist.	Result
261B1	NEW	20315	Ludlow	CA	CP	105.0	206.5	143.0	63.5
260B	KOLA	20543	San Bernardino	CA	LIC	145.3	169.5	113.0	56.5
264A	KATJ	20607	George	CA	LIC	125.5	117.5	31.0	86.5
262B	KXEZ	20913	Los Angeles	CA	LIC	167.4	113.4	113.0	.4
207B	KPCC	20948	Pasadena	CA	LIC	167.4	113.5	15.0	
262B	KXEZ	20949	Los Angeles	CA	CP	182.4	122.8	113.0	9.8
258B	KOLA	20950	Los Angeles	CA	LIC	167.5	113.8	69.0	44.8
263B1	KOJJ	20976	Porterville	CA	CP	334.6	90.0	48.0	42.0
263A	KOJJ	21028	Porterville	CA	LIC	328.7	111.2	31.0	80.2
264B	KHAY	21143	Ventura	CA	LIC	223.4	133.4	69.0	64.4
264B	KHAY	21148	Ventura	CA	CP	223.4	133.4	69.0	64.4
260B	KTYD	21192	Santa Barbara	CA	LIC	236.0	148.5	113.0	35.5
259B	KIOO	21248	Porterville	CA	LIC	327.6	116.3	69.0	47.3
261A	KNGS	21616	Coalinga	CA	CP	300.1	208.0	115.0	
261B		21623	Coalinga	CA	VACANT	299.7	178.3	178.0	.3
261B	KNGS	21634	Coalinga	CA	APP	299.6	180.1	178.0	2.1

***** End of channel 261 study *****

Tehachapi B/c
4/27/96

BAKERSFIELD, CALIFORNIA

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1.15	1.16	1.17	1.18	1.19	1.20	1.21	1.22	1.23	1.24	1.25	1.26	1.27	1.28	1.29	1.30	1.31	1.32	1.33	1.34	1.35	1.36	1.37	1.38	1.39	1.40	1.41	1.42	1.43	1.44	1.45	1.46	1.47	1.48	1.49	1.50	1.51	1.52	1.53	1.54	1.55	1.56	1.57	1.58	1.59	1.60	1.61	1.62	1.63	1.64	1.65	1.66	1.67	1.68	1.69	1.70	1.71	1.72	1.73	1.74	1.75	1.76	1.77	1.78	1.79	1.80	1.81	1.82	1.83	1.84	1.85	1.86	1.87	1.88	1.89	1.90	1.91	1.92	1.93	1.94	1.95	1.96	1.97	1.98	1.99	2.00	2.01	2.02	2.03	2.04	2.05	2.06	2.07	2.08	2.09	2.10	2.11	2.12	2.13	2.14	2.15	2.16	2.17	2.18	2.19	2.20	2.21	2.22	2.23	2.24	2.25	2.26	2.27	2.28	2.29	2.30	2.31	2.32	2.33	2.34	2.35	2.36	2.37	2.38	2.39	2.40	2.41	2.42	2.43	2.44	2.45	2.46	2.47	2.48	2.49	2.50	2.51	2.52	2.53	2.54	2.55	2.56	2.57	2.58	2.59	2.60	2.61	2.62	2.63	2.64	2.65	2.66	2.67	2.68	2.69	2.70	2.71	2.72	2.73	2.74	2.75	2.76	2.77	2.78	2.79	2.80	2.81	2.82	2.83	2.84	2.85	2.86	2.87	2.88	2.89	2.90	2.91	2.92	2.93	2.94	2.95	2.96	2.97	2.98	2.99	3.00	3.01	3.02	3.03	3.04	3.05	3.06	3.07	3.08	3.09	3.10	3.11	3.12	3.13	3.14	3.15	3.16	3.17	3.18	3.19	3.20	3.21	3.22	3.23	3.24	3.25	3.26	3.27	3.28	3.29	3.30	3.31	3.32	3.33	3.34	3.35	3.36	3.37	3.38	3.39	3.40	3.41	3.42	3.43	3.44	3.45	3.46	3.47	3.48	3.49	3.50	3.51	3.52	3.53	3.54	3.55	3.56	3.57	3.58	3.59	3.60	3.61	3.62	3.63	3.64	3.65	3.66	3.67	3.68	3.69	3.70	3.71	3.72	3.73	3.74	3.75	3.76	3.77	3.78	3.79	3.80	3.81	3.82	3.83	3.84	3.85	3.86	3.87	3.88	3.89	3.90	3.91	3.92	3.93	3.94	3.95	3.96	3.97	3.98	3.99	4.00	4.01	4.02	4.03	4.04	4.05	4.06	4.07	4.08	4.09	4.10	4.11	4.12	4.13	4.14	4.15	4.16	4.17	4.18	4.19	4.20	4.21	4.22	4.23	4.24	4.25	4.26	4.27	4.28	4.29	4.30	4.31	4.32	4.33	4.34	4.35	4.36	4.37	4.38	4.39	4.40	4.41	4.42	4.43	4.44	4.45	4.46	4.47	4.48	4.49	4.50	4.51	4.52	4.53	4.54	4.55	4.56	4.57	4.58	4.59	4.60	4.61	4.62	4.63	4.64	4.65	4.66	4.67	4.68	4.69	4.70	4.71	4.72	4.73	4.74	4.75	4.76	4.77	4.78	4.79	4.80	4.81	4.82	4.83	4.84	4.85	4.86	4.87	4.88	4.89	4.90	4.91	4.92	4.93	4.94	4.95	4.96	4.97	4.98	4.99	5.00	5.01	5.02	5.03	5.04	5.05	5.06	5.07	5.08	5.09	5.10	5.11	5.12	5.13	5.14	5.15	5.16	5.17	5.18	5.19	5.20	5.21	5.22	5.23	5.24	5.25	5.26	5.27	5.28	5.29	5.30	5.31	5.32	5.33	5.34	5.35	5.36	5.37	5.38	5.39	5.40	5.41	5.42	5.43	5.44	5.45	5.46	5.47	5.48	5.49	5.50	5.51	5.52	5.53	5.54	5.55	5.56	5.57	5.58	5.59	5.60	5.61	5.62	5.63	5.64	5.65	5.66	5.67	5.68	5.69	5.70	5.71	5.72	5.73	5.74	5.75	5.76	5.77	5.78	5.79	5.80	5.81	5.82	5.83	5.84	5.85	5.86	5.87	5.88	5.89	5.90	5.91	5.92	5.93	5.94	5.95	5.96	5.97	5.98	5.99	6.00	6.01	6.02	6.03	6.04	6.05	6.06	6.07	6.08	6.09	6.10	6.11	6.12	6.13	6.14	6.15	6.16	6.17	6.18	6.19	6.20	6.21	6.22	6.23	6.24	6.25	6.26	6.27	6.28	6.29	6.30	6.31	6.32	6.33	6.34	6.35	6.36	6.37	6.38	6.39	6.40	6.41	6.42	6.43	6.44	6.45	6.46	6.47	6.48	6.49	6.50	6.51	6.52	6.53	6.54	6.55	6.56	6.57	6.58	6.59	6.60	6.61	6.62	6.63	6.64	6.65	6.66	6.67	6.68	6.69	6.70	6.71	6.72	6.73	6.74	6.75	6.76	6.77	6.78	6.79	6.80	6.81	6.82	6.83	6.84	6.85	6.86	6.87	6.88	6.89	6.90	6.91	6.92	6.93	6.94	6.95	6.96	6.97	6.98	6.99	7.00	7.01	7.02	7.03	7.04	7.05	7.06	7.07	7.08	7.09	7.10	7.11	7.12	7.13	7.14	7.15	7.16	7.17	7.18	7.19	7.20	7.21	7.22	7.23	7.24	7.25	7.26	7.27	7.28	7.29	7.30	7.31	7.32	7.33	7.34	7.35	7.36	7.37	7.38	7.39	7.40	7.41	7.42	7.43	7.44	7.45	7.46	7.47	7.48	7.49	7.50	7.51	7.52	7.53	7.54	7.55	7.56	7.57	7.58	7.59	7.60	7.61	7.62	7.63	7.64	7.65	7.66	7.67	7.68	7.69	7.70	7.71	7.72	7.73	7.74	7.75	7.76	7.77	7.78	7.79	7.80	7.81	7.82	7.83	7.84	7.85	7.86	7.87	7.88	7.89	7.90	7.91	7.92	7.93	7.94	7.95	7.96	7.97	7.98	7.99	8.00	8.01	8.02	8.03	8.04	8.05	8.06	8.07	8.08	8.09	8.10	8.11	8.12	8.13	8.14	8.15	8.16	8.17	8.18	8.19	8.20	8.21	8.22	8.23	8.24	8.25	8.26	8.27	8.28	8.29	8.30	8.31	8.32	8.33	8.34	8.35	8.36	8.37	8.38	8.39	8.40	8.41	8.42	8.43	8.44	8.45	8.46	8.47	8.48	8.49	8.50	8.51	8.52	8.53	8.54	8.55	8.56	8.57	8.58	8.59	8.60	8.61	8.62	8.63	8.64	8.65	8.66	8.67	8.68	8.69	8.70	8.71	8.72	8.73	8.74	8.75	8.76	8.77	8.78	8.79	8.80	8.81	8.82	8.83	8.84	8.85	8.86	8.87	8.88	8.89	8.90	8.91	8.92	8.93	8.94	8.95	8.96	8.97	8.98	8.99	9.00	9.01	9.02	9.03	9.04	9.05	9.06	9.07	9.08	9.09	9.10	9.11	9.12	9.13	9.14	9.15	9.16	9.17	9.18	9.19	9.20	9.21	9.22	9.23	9.24	9.25	9.26	9.27	9.28	9.29	9.30	9.31	9.32	9.33	9.34	9.35	9.36	9.37	9.38	9.39	9.40	9.41	9.42	9.43	9.44	9.45	9.46	9.47	9.48	9.49	9.50	9.51	9.52	9.53	9.54	9.55	9.56	9.57	9.58	9.59	9.60	9.61	9.62	9.63	9.64	9.65	9.66	9.67	9.68	9.69	9.70	9.71	9.72	9.73	9.74	9.75	9.76	9.77	9.78	9.79	9.80	9.81	9.82	9.83	9.84	9.85	9.86	9.87	9.88	9.89	9.90	9.91	9.92	9.93	9.94	9.95	9.96	9.97	9.98	9.99	10.00	10.01	10.02	10.03	10.04	10.05	10.06	10.07	10.08	10.09	10.10	10.11	10.12	10.13	10.14	10.15	10.16	10.17	10.18	10.19	10.20	10.21	10.22	10.23	10.24	10.25	10.26	10.27	10.28	10.29	10.30	10.31	10.32	10.33	10.34	10.35	10.36	10.37	10.38	10.39	10.40	10.41	10.42	10.43	10.44	10.45	10.46	10.47	10.48	10.49	10.50	10.51	10.52	10.53	10.54	10.55	10.56	10.57	10.58	10.59	10.60	10.61	10.62	10.63	10.64	10.65	10.66	10.67	10.68	10.69	10.70	10.71	10.72	10.73	10.74	10.75	10.76	10.77	10.78	10.79	10.80	10.81	10.82	10.83	10.84	10.85	10.86	10.87	10.88	10.89	10.90	10.91	10.92	10.93	10.94	10.95	10.96	10.97	10.98	10.99	11.00	11.01	11.02	11.03	11.04	11.05	11.06	11.07	11.08	11.09	11.10	11.11	11.12	11.13	11.14	11.15	11.16	11.17	11.18	11.19	11.20	11.21	11.22	11.23	11.24	11.25	11.26	11.27	11.28	11.29	11.30	11.31	11.32	11.33	11.34	11.35	11.36	11.37	11.38	11.39	11.40	11.41	11.42	11.43	11.44	11.45	11.46	11.47	11.48	11.49	11.50	11.51	11.52	11.53	11.54	11.55	11.56	11.57	11.58	11.59	11.60	11.61	11.62	11.63	11.64	11.65	11.66	11.67	11.68	11.69	11.70	11.71	11.72	11.73	11.74	11.75	11.76	11.77	11.78	11.79	11.80	11.81	11.82	11.83	11.84	11.85	11.86	11.87	11.88	11.89	11.90	11.91	11.92	11.93	11.94	11.95	11.96	11.97	11.98	11.99	12.00	12.01	12.02	12.03	12.04	12.05	12.06	12.07	12.08	12.09	12.10	12.11	12.12	12.13	12.14	12.15	12.16	12.17	12.18	12.19	12.20	12.21	12.22	12.23	12.24	12.25	12.26	12.27	12.28	12.29	12.30	12.31	12.32	12.33	12.34	12.35	12.36	12.37	12.38	12.39	12.40	12.41	12.42	12.43	12.44	12.45	12.46	12.47	12.48	12.49	12.50	12.51	12.52	12.53	12.54	12.55	12.56	12.57	12.58	12.59	12.60	12.61	12.62	12.63	12.64	12.65	12.66	12.67	12.68	12.69	12.70	12.71	12.72	12.73	12.74	12.75	12.76	12.77	12.78	12.79	12.80	12.81	12.82	12.83	12.84	12.85	12.86	12.87	12.88	12.89	12.90	12.91	12.92	12.93	12.94	12.95	12.96	12.97	12.98	12.99	13.00	13.01	13.02	13.03	13.04	13.05	13.06	13.07	13.08	13.09	13.10	13.11	13.12	13.13	13.14	13.15	13.16	13.17	13.18	13.19	13.20	13.21	13.22	13.23	13.24	13.25	13.26	13.27	13.28	13.29	13.30	13.31	13.32	13.33	13.34	13.35	13.36	13.37	13.38	13.39	13.40	13.41	13.42	13.43	13.44	13.45	13.46	13.47	13.48	13.49	13.50	13.51	13.52	13.53	13.54	13.55	13.56	13.57	13.58	13.59	13.60	13.61	13.62	13.63	13.64	13.65	13.66	13.67	13.68	13.69	13.70	13.71	13.72	13.73	13.74	13.75	13.76	13.77	13.78	13.79	13.80	13.81	13.82	13.83	13.84	13.85	13.86	13.87	13.88	13.89	13.90	13.91	13.92	13.93	13.94	13.95	13.96	13.97	13.98	13.99	14.00	14.01	14.02	14.03	14.04	14.05	14.06	14.07	14.08	14.09	14.10	14.11	14.12	14.13	14.
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